

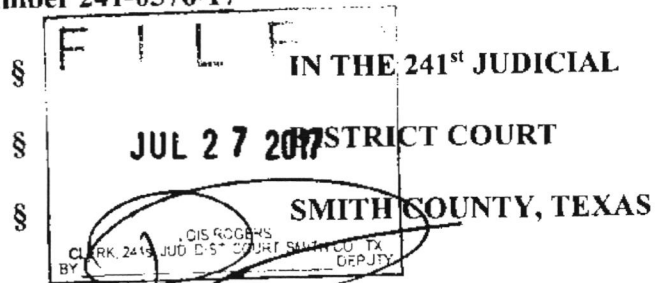
Cause Number 241-0576-17

THE STATE OF TEXAS

VS.

HEON YOO

Agg. Assault with Deadly Weapon (F1)



STATE'S MOTION FOR DISMISSAL

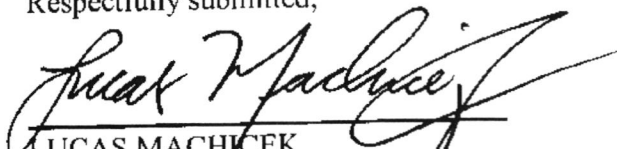
TO THE HONORABLE JUDGE OF THIS COURT:

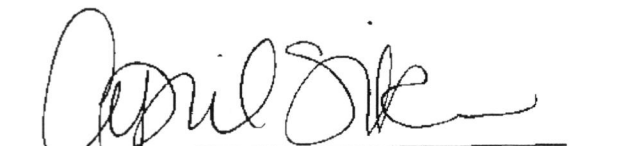
Comes now the State, by and through her representative, Lucas Machicek, Assistant Criminal District Attorney of Smith County, Texas, in the above styled and numbered cause and requests that in the interest of justice this case be dismissed.

While there was sufficient probable cause at the time of arrest and charge of the Defendant for this offense, it is the State's position that the interests of justice and judicial economy would best be served if this charge is dismissed without prejudice. The victim named in the State's indictment currently stands charged by indictment in the 7th Judicial District Court for the third degree Felony offense of Theft of a Firearm and is entitled to claim his 5th Amendment right against self-incrimination if he were called to testify as a witness in the above-styled cause. In addition, the named victim has been identified by self-admission as a member of a criminal street gang.

THEREFORE, the State respectfully requests that this case be DISMISSED WITHOUT PREJUDICE.

Respectfully submitted,

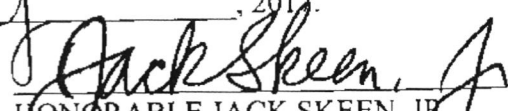

LUCAS MACHICEK
Assistant Criminal District Attorney


SMITH COUNTY DISTRICT ATTORNEY ~~First~~
~~or~~ ASSISTANT DISTRICT ATTORNEY

ORDER OF DISMISSAL

On this day came to be considered the Motion to Dismiss of the State's Attorney filed herein, and the Court is satisfied that the reasons so stated are good and sufficient to authorize such dismissal. It is therefore ORDERED ADJUDGED AND DECREED that this action be DISMISSED WITHOUT PREJUDICE.

Signed on the 27th day of July, 2017.


HONORABLE JACK SKEEN, JR.
DISTRICT JUDGE 241st JUDICIAL
DISTRICT COURT, SMITH COUNTY